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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

MIGUEL CAMARGO, JR.,

Defendant.

CASE NO. 2:23-cr-00111-DJC

**STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
FINDINGS AND ORDER**

DATE: August 10, 2023
TIME: 9:00 a.m.
COURT: Hon. Daniel J. Calabretta

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for status on August 10, 2023.
2. By this stipulation, defendant now moves to continue the status conference until **November 2, 2023, at 09:00 a.m.**, and to exclude time between August 10, 2023, and November 2, 2023, under Local Code T4.
3. The parties agree and stipulate, and request that the Court find the following:
 - a) The government has represented that the discovery associated with this case includes approximately 4,761 pages of law enforcement reports, search warrant materials, financial records, and other evidence, including audio and video recordings, as well as the

1 voluminous downloaded contents of two seized cell phones. All of this discovery has been either
2 produced directly to counsel and/or made available for inspection and copying.

3 b) Counsel for defendant desires additional time to review this discovery, conduct
4 defense investigation, confer with her client regarding his options for responding to the charges,
5 and otherwise prepare for trial.

6 c) Counsel for defendant believes that failure to grant the above-requested
7 continuance would deny her the reasonable time necessary for effective preparation, taking into
8 account the exercise of due diligence.

9 d) The government does not object to the continuance.

10 e) Based on the above-stated findings, the ends of justice served by continuing the
11 case as requested outweigh the interest of the public and the defendant in a trial within the
12 original date prescribed by the Speedy Trial Act.

13 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
14 et seq., within which trial must commence, the time period of August 10, 2023 to November 2,
15 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code
16 T4] because it results from a continuance granted by the Court at defendant's request on the basis
17 of the Court's finding that the ends of justice served by taking such action outweigh the best
18 interest of the public and the defendant in a speedy trial.

19 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
20 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
21 must commence.

22 IT IS SO STIPULATED.

23
24 Dated: August 4, 2023

PHILLIP A. TALBERT
United States Attorney

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27 /s/ DAVID W. SPENCER
DAVID W. SPENCER
Assistant United States Attorney
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1 Dated: August 4, 2023

/s/ NOA OREN

NOA OREN

Counsel for Defendant

MIGUEL CAMARGO, JR.

6 **ORDER**

7 IT IS SO FOUND AND ORDERED.

8 Dated: August 4, 2023

/s/ Daniel J. Calabretta

THE HONORABLE DANIEL J. CALABRETTA

UNITED STATES DISTRICT JUDGE